

## Elmsett Neighbourhood Development Plan

### Final Decision Statement

On 7 November 2019 a local referendum was held in which more than half of those who voted did so in favour of the Elmsett Neighbourhood Development Plan. Accordingly, Babergh District Council has decided to 'make' (adopt) the Plan. This decision was taken on 10 December 2019.

The Plan as made becomes part of the Development Plan for the area and will be used where relevant to help the District Council decide planning applications.

### Reason for Decision

In accordance with the provisions of the Neighbourhood Planning (General) Regulations, 2012 (as amended) the District Council appointed an independent examiner to assess the submitted Elmsett Neighbourhood Plan.

The examination was undertaken by Ann Skippers BSc (Hons) MRTPI FRSA AoU, a 'suitably qualified and experienced' person who was independent of the plan making process. The Examiner concluded that subject to modification the Plan would comply with the 'Basic Conditions' as set out in Paragraph 8(2), Schedule 4B the Town & Country Planning Act, 1990.

Babergh Cabinet, at its meeting on 12 September 2019, agreed with the suggested modifications and concurred that the Plan so modified would comply with the Basic Conditions. Cabinet therefore resolved that the Elmsett Neighbourhood Plan should proceed to a local referendum.

The local referendum was held on 7 November 2019. The format of the local referendum question was: *'Do you want Babergh District Council to use the neighbourhood plan for Elmsett to help it decide planning applications in the neighbourhood area?'*

More than 50% of those who voted in the referendum were in favour of the Plan. The declared result was:

| Response     | No. of Votes Cast | Percentage of Total |
|--------------|-------------------|---------------------|
| Yes          | 292               | 93.58%              |
| No           | 20                | 6.40%               |
| Other        | 0                 | -                   |
| <i>Total</i> | 312               | <i>(100%)</i>       |

The result of the local referendum enables the District Council to formally make the Elmsett Neighbourhood Plan unless it considers that the Plan would be in breach of any EU obligation or any of the Convention Rights (within the meaning of the Human Rights Act, 1998). At its meeting on 12 September 2019 the Council decided that the Plan was not in breach of this legislation and that it should be made part of the Development Plan for the district.

**Date published: 12 December 2019**